

Hill

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4219S03.01F

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed

SCS HCS HB 1584 _____ entitled:

AN ACT

To repeal section 84.720, RSMo, section 559.600 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 559.600 as enacted by house bill no. 1550, ninety-fourth general assembly, second regular session, and to enact in lieu thereof two new sections relating to private entities providing public safety services, with an existing penalty provision.

With SA 2

In which the concurrence of the House is respectfully requested.

Respectfully,

Adriane D. Crouse

Adriane D. Crouse
Secretary of the Senate

RECEIVED
APR 27 2016
BY: _____

SENATE AMENDMENT NO. 2Offered by Person of PLKAmend SCS/HCS/House Bill No. 1584, Page 3, Section 559.600, Line 21,

2 by inserting after all of said line the following:

3 "590.750. 1. The department of public safety shall have
4 the sole authority to regulate and license all corporate security
5 advisors. Licensed corporate security advisors who are not also
6 commissioned by the department shall not have the power of arrest
7 for violations of the criminal code, except as otherwise provided
8 by law.

9 2. The director shall have the [sole] authority to
10 commission corporate security advisors. No person shall hold a
11 commission as a corporate security advisor without a valid peace
12 officer license. The director [shall] may commission corporate
13 security advisors as he or she deems appropriate, taking into
14 consideration the education, training, and experience of each
15 individual in relation to the powers of peace officers and the
16 limitations on the powers of peace officers in regard to the
17 constitutional rights of citizens to be secure in their persons
18 and property. Each individual commissioned by the department
19 shall be issued a commission by the director of the department
20 [and before entering into the performance of his or her duties
21 shall subscribe before the clerk of a circuit court of this state

Offered 4/27/16
Adopted "

1 an oath, in the form prescribed by Article VII, Section 11 of the
2 Constitution of Missouri, to support the Constitution and laws of
3 the United States and this state; to faithfully demean himself or
4 herself in the office; and to faithfully perform the duties of
5 the office. The executed oath of office, along with a copy of
6 the individual's commission, shall be filed with the director
7 until the commission is terminated or revoked].

8 3. The authority and jurisdiction of a corporate security
9 advisor shall be limited only by the geographical limits of the
10 state and then only when the corporate security advisor is on
11 duty, unless the corporate security advisor's license is
12 recognized by the laws or regulations of another state or the
13 federal government and then only when the corporate security
14 advisor is on duty.

15 4. The department shall establish a minimum amount of
16 liability insurance to be provided by the prospective or current
17 employer of the corporate security advisor, and require the
18 employer to provide a statement that the corporate security
19 advisor will be included in the policy as a named insured.

20 5. Acting as a corporate security advisor without a license
21 from the department of public safety is a class A misdemeanor.

22 6. The director may promulgate rules to implement the
23 provisions of this section under chapter 536 and section 590.190.

24 7. Any corporate security advisor licensed as of February
25 1, 2014, shall not be required to apply for a new license from
26 the department until the advisor's license expires or is
27 otherwise revoked.

28 8. All applications for corporate security advisor licenses
29 shall be made upon such forms and in such manner as the director

shall prescribe. The department shall charge a fee for issuance of a license under this section in an amount, not to exceed two hundred ten dollars, established by regulation promulgated in accordance with the provisions of chapter 536.

9. Nothing in this section is intended to nor shall it be construed as a waiver of sovereign immunity or the acknowledgment or creation of any liability on the part of the state for personal injury, death, or property damage. The department of public safety and the director shall have immunity from civil liability arising out of the commissioning of corporate security advisors under this section."; and

Further amend the title and enacting clause accordingly.